



OFFICIAL GAZETTE

GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Department of Personnel and Administrative Reforms

Notification

1/25/78-PER

In exercise of the powers conferred by the proviso to article 309 of the Constitution, read with the Government of India, Ministry of External Affairs Notification No. F.7(11)/62-Goa dated July, 1963, the Lt. Governor of Goa, Daman and Diu is pleased to make the following rules relating to recruitment to Group 'D' Non-Ministerial, Non-Gazetted posts in the Office of the Lt. Governor, Cabo Raj Niwas, under the Government of Goa, Daman and Diu.

1. Short title. — These rules may be called Government of Goa, Daman and Diu, Office of the Lt. Governor, Group 'D' Non-Ministerial, Non-Gazetted posts Recruitment Rules, 1982.

2. Application. — These rules shall apply to the posts specified in column 1 of the Schedule to these rules.

3. Number, classification and scales of pay. — The number of posts, classification of the said posts and the scales of pay attached thereto shall be as specified in columns 2 to 4 of the said Schedule.

4. Method of recruitment, age limit and other qualifications. — The method of recruitment to the said posts, age limit, qualifications and other matters connected therewith shall be as specified in columns 5 to 13 of the aforesaid Schedule.

Provided that,

- (a) the maximum age limit specified in the Schedule in respect of direct recruitment may be relaxed in the case of candidates belonging to the Scheduled Castes and Scheduled Tribes and other special categories in accordance with the orders issued by the Government from time to time;
- (b) no male candidate, who has more than one wife living and no female candidate, who has married a person having already a wife living, shall be eligible for appointment, unless the Government, after having been satisfied that there are special grounds for doing so, exempts any such candidate from the operation of this rule;
- (c) **Saving:** Nothing in these rules shall affect reservations, relaxation of age-limit and other concessions required to be provided for Scheduled Castes and Scheduled Tribes and other special categories of persons in accordance with the orders issued by the Central Government from time to time in this regard.
- 5. These rules will come into effect from the date of the Notification and will relate to appointments to the various posts made on or after this date.

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

G. H. Mascarenhas, Under Secretary (Personnel).

Panaji, 5th November, 1982.

SCHEDULE

Name of the post	No. of posts	Classification	Scale of pay	Whether selection post or non-selection post	Age limit for direct recruits	Educational and other qualifications required for direct recruits	Whether age & Educational Qualifications prescribed for the direct recruit will apply in the case of promotees	Period of probation if any.	Method of recruitment whether by direct recruitment or by promotion or by deputation/transfer, and percentage of the vacancies to be filled by various methods	In case of recruitment by promotion/deputation/transfer, grades from which promotion/deputation/transfer is to be made	If a D. P. C. exists, what is its composition	Circumstances in which Union Public Service Commission is to be consulted in making recruitment
1	2	3	4	5	6	7	8	9	10	11	12	13
1. Maid Servant	One	Group 'D' post.	Rs. 196-3-220-EB-3-232	N. A.	Not exceeding 30 years (Relaxable upto 5 years for Govt. Servants).	<i>Essential:</i> i) Should be able to stitch, mend and attend to miscellaneous household chores. ii) Knowledge of regional language. <i>Desirable:</i> Literate and should be able to speak Hindi.	N. A.	2 years	By direct recruitment failing which by transfer.	<i>Transfer:</i> From amongst the persons holding analogous posts in the Administration.	N. A.	N. A.
2. Sweeper	Two	— do —	— do —	— do —	— do —	<i>Essential:</i> Knowledge of regional language. <i>Desirable:</i> Literate.	— do —	— do —	— do —	<i>Transfer:</i> From amongst the persons holding analogous posts in the Administration.	N. A.	N. A.

Secretariat Administration and Coordination Division**ORDER**

1/7/82-SA&C

- Read: (i) Government Notification dated 5-12-1966 published in the Official Gazette, No. 40, Series I, dated 5-1-1967.
- (ii) Government Notification No. 1/20/74-PER (Vol. II) dated 17-6-1982 published in the Official Gazette No. 13, Series I dated 24-6-1982.

In exercise of the powers conferred by proviso below 'Note' in the Schedule to the Government Notification dated 5-12-1966 cited as (i) above read with Government Notification dated 17-6-1982 cited as (ii) above, the Administrator of Goa, Daman and Diu is pleased to exempt Shri A.I.F. Barreto, Enquiry Officer, City Survey, Vasco da Gama from passing the Higher Standard Examination for Mamlatdars prescribed under Government Notification No. 1-25-67-GAD dated 8-4-1968 published in the Official Gazette No. 4, Series I, dated 25-4-1968 read with Government Notification No. 1-31-67-GAD, dated 11-9-1975 published in the Official Gazette No. 30, Series I, dated 23-10-1975.

By order and in the name of the Administrator of Goa, Daman and Diu.

Jose Philip, Joint Secretary.

Panaji, 10th November, 1982.



Works, Education and Tourism Department
Directorate of Education

ORDER

47/18/73-81/Adm. II/Vol. II/1228

Sub: Constitution of Village School Committees.

To solve problems concerning primary education at village level, such as scarcity of accommodation, suitable site for school building and play ground, lack of furniture and equipment, enforcement of attendance, etc., it is necessary to organise in every village a local body empowered to deal with the above referred matters.

This body will be the link between the village population, the primary schools in the panchayat area, the Blocks and the Directorate of Education and help to solve the immediate difficulties faced by schools, as well as help in Administrative decentralisation in the primary education field. It will represent also a democratic process to deal with educational problems of the concerned villages.

There is no doubt that the constitution of such committees in the village for the above mentioned purpose is an urgent matter.

So, the following order is made in supersession of Government Order No. CDB/3601 dated 12-12-1963.

1. In every village of Goa, Daman and Diu there will be a Village School Committee with the following constitution:

(i) The committee shall consist of not less than five and not more than 7 members who may or may not be members of the Panchayat but who shall be persons, who ordinarily reside in the village and have passed at least the Middle Class examination. Members will be appointed by the Dy. Education Officer/Civil Administrator, Diu and the M.L.A. of the area will act as Chairman and the Sarpanch of the village will be the Vice-Chairman. Other members of the Committee to be appointed by the Dy. Education Officer/Civil Administrator, Diu will be as follows: —

- A popular Doctor or an Advocate or an Engineer of the area failing which a graduate;
- A Headmaster or a Graduate Trained Teacher of a local High School;
- A lady member associated with education/social activities of the village;
- An artisan/craftsman/artist/progressive farmer of the village.

The Asstt. District Educational Inspector of the area may be co-opted as an Ex-Officio member.

It is obligatory that one of the members should be the senior Headmaster of a Government Primary School in the Panchayat and he will act as the Secretary. Any 3 members will form the quorum. In the absence of the Chairman, the Vice-Chairman will act as Chairman and in the absence of both the Chairman of the day will be elected by the members from among themselves, and he shall carry on the duties of the Chairman in their absence. The Secretary should not be elected to the post.

(ii) In Municipal areas the committees shall be appointed by the Dy. Director of Education in the same conditions of (i). The President of the Municipality will be the Vice-Chairman of the Committee.

(iii) If the Dy. Education Officer/Civil Administrator, Diu/Dy. Director of Education is unable in a particular village or locality to secure persons with the requisite educational qualifications they will appoint on the village school committees suitable social workers who are literate and who are interested in education.

2. The term of office of the village school committee in a village shall be co-extensive with the term of office of the village panchayat. In Municipal areas the term shall be co-extensive with the term of office of President of the Municipality. The committee shall continue in office until the new committee is appointed and on the appointment of the new committee the said members will be deemed to have vacated office.

3. The information of school committees shall be notified immediately to the Directorate of Education with detailed information about their composition, qualifications of each member and the dates they joined the duties.

4. In event of any vacancy occurring on account of the death, resignation or removal of a member

of the village school committee, or through the member of such committee becoming incapable of performing his duties before the expiry of his term of office, the vacancy shall forthwith be communicated by the Chairman/Vice-Chairman of the Committee to the Dy. Education Officer/Civil Administrator, Diu/Dy. Director of Education as the case may be, who in turn shall as soon as possible take steps to fill up the vacancy.

5. The Dy. Education Officer/Civil Administrator, Diu/Dy. Director of Education may on the recommendations made by the majority of the members present at the meeting of the village school committee or by the Director of Education, remove any member appointed on such committees, if such a member has been found guilty of misconduct in the discharge of his duties or has become incapable or unfit for the purpose of performing his duties as a member, provided that before removing such a member, he/she shall be given a reasonable opportunity of showing cause why he/she should not be removed. The decision of the Dy. Education Officer/Civil Administrator, Diu/Dy. Director of Education or the Director of Education as the case may be, shall be final.

6. The Village school committee shall:

- a) Assist the concerned authorities in securing suitable accommodation for the schools, including sites for school buildings, play-grounds, etc.
- b) Assist the concerned authorities in carrying out the current repairs.
- c) Visit all the schools placed under its supervision at least once a month.
- d) Note whether the number of the pupils in the schools at the time of the visit corresponds with the number marked as present in the register and report any irregularities to the Assistant District Education Inspector.
- e) Report in the form prescribed in (d) any irregularity or unpunctuality in the matter of the opening and closing of the school and the teacher's attendance.
- f) See that the school premises are in good repairs and kept in sanitary conditions.
- g) Endeavour to increase the number of pupils specially of those belonging to backward classes.
- h) Organise sports meet, school day and celebrate national days.
- i) Maintain a register of illiterate and literate persons in the village.
- j) Help the authorities concerned and the teachers to implement the schemes of mass literacy campaign.
- k) Check the late attendance of the teachers and report irregularities if any to the Dy. Education Officer and to advise the Department on school timings.
- l) Assist the head teacher in determining which children shall be provided with books from book-banks, on account of the poverty of their parents.

m) Assist and advise the Education Department in opening new primary/middle schools in the area.

n) Report to the health officer and the Assistant District Educational Inspector concerning some outbreak of infectious disease in the school or nearby.

o) Arrange for the accommodation of lady teachers posted in the village.

p) Collect popular contributions and get necessary aids from the Block authorities for the benefit of the school.

q) Make all such efforts which may be beneficial for the school and for the promotion of educational authorities, acting also in accordance with instructions that the Department of Education should disclose from time to time.

7. Village school committees will not interfere in the curricular activities, neither can they withdraw orders from the Assistant District Educational Inspector, Deputy Education Officer and Assistant Director of Education.

However, the Committee can review the Annual examination results of the schools after declaration and in case of unsatisfactory results, the Committee can suggest to the Deputy Education Officer or the Assistant Director of Education ways and means to improve the results and the Officers concerned shall take suitable action on the suggestions in consultation with the State Institute of Education if need be.

8. Meetings of village school committees will be called by the Secretary once a month to discuss problems concerning the pre-primary, primary and middle school education in the village. However, the Chairman of the committee is entitled to convene meetings whenever it seems necessary due to urgency of the matter to be dealt with.

9. If any member other than Chairman, Vice-Chairman and Ex-Officio member, Asstt. Dist. Educational Inspector remains absent from the meeting consecutively for 3 times without intimation/justification he ceases to be a member of the Committee thereafter and the Chairman/Vice-Chairman shall communicate him the decision under intimation to the Dy. Education Officer/Civil Administrator, Diu/Dy. Director of Education as the case may be, however, he/she does not disqualify himself to be re-appointed.

10. The Chairman/Vice-Chairman will preside over the meetings, conduct work of the committee, represent it on all occasions and sign all the papers to be sent in the name of the committee in conformity with the resolution passed. He will also be responsible for keeping the money collected from the public or coming from other sources but this responsibility can be delegated to the Secretary or other member if the committee in its meeting already decides it.

11. The Secretary will also do the administrative work, write the reports and resolutions of the meetings and get them signed, prepare all papers on account of the committee and keep properly all the records.

12. In normal circumstances the committee will correspond with the Asstt. Dist. Educational Inspector/Dy. Education Officer concerned and he will take suitable action within a reasonable time.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

Rakesh Mohan, Director of Education.

Panaji, 5th July, 1982.

Industries and Labour Department

Notification

25/4/82-ILD

The following draft Rules which the Government of Goa, Daman and Diu proposes to make in exercise of the powers conferred by section 35 of the Contract Labour (Regulation and Abolition) Act, 1970 (Central Act 37 of 1970), is hereby pre-published as required by sub-section (1) of the said section for the information of all persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration by the Government on the expiry of fifteen days from the date of publication of this Notification in the Official Gazette.

All objections and suggestions to the draft rules may be forwarded to the Secretary, Industries and Labour, Government of Goa, Daman and Diu, Secretariat, Panaji-Goa on or before the expiry of fifteen days from the date of publication of this Notification in the Official Gazette.

DRAFT RULES

In exercise of the powers conferred by section 35 of the Contract Labour (Regulation and Abolition) Act, 1970 (Central Act 37 of 1970), the Administrator of Goa, Daman and Diu hereby makes the following rules further to amend the Goa, Daman and Diu Contract Labour (Regulation and Abolition) Rules, 1972, namely:—

1. *Short title and commencement.*—(1) These rules may be called the Goa, Daman and Diu Contract Labour (Regulation and Abolition) (Third Amendment) Rules, 1982.

(2) They shall come into force at once.

2. *Amendment of rule 3.*—In rule 3 of the Goa, Daman and Diu Contract Labour (Regulation and Abolition) Rules, 1972, for the existing clauses (b) and (m), the following clauses shall be substituted, respectively, namely:—

(b) Secretary, Industries and Labour—Member.

(m) Commissioner, Labour and Employment—Member Secretary.”

By order and in the name of the Administrator of Goa, Daman and Diu.

S. D. Sadhale, Under Secretary (Industries and Labour).

Panaji, 4th November, 1982.

Law Department (Legal Advice)

Notification

19/12/82-LGL

The following Central Act namely the Prevention of Cruelty to Animals (Amendment) Act, 1982 (No. 26 of 1982) which was passed by the Parliament and assented to by the President of India on 30-7-1982 and published in the Gazette of India, Part II, Section I dated 30-7-1982 is hereby republished for general information of the public.

B. S. Subbanna, Under Secretary (Drafting).

Panaji, 20th October, 1982.

The Prevention of Cruelty to Animals (Amendment) Act, 1982

**AN
ACT**

to amend the Prevention of Cruelty to Animals Act, 1960.

Be it enacted by Parliament in the Thirty-third Year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the Prevention of Cruelty to Animals (Amendment) Act, 1982.

2. *Amendment of section 2.*—In section 2 of the Prevention of Cruelty to Animals Act, 1960 (hereinafter referred to as the principal Act), for clause (b), the following clause shall be substituted, namely:—

“(b) “Board” means the Board established under section 4, and as reconstituted from time to time under section 5A;”.

3. *Substitution of new heading for heading of Chapter II.*—In the principal Act, in Chapter II, for the heading, the following heading shall be substituted, namely:—

“ANIMAL WELFARE BOARD OF INDIA”.

4. *Amendment of section 4.*—In section 4 of the principal Act, in sub-section (1), for the words “Animal Welfare Board”, the words “Animal Welfare Board of India” shall be substituted.

5. *Amendment of section 5.*—In section 5 of the principal Act,—

(a) in sub-section (1),—

(i) after clause (b), the following clauses shall be inserted, namely:—

“(ba) two persons to represent respectively the Ministries of the Central Government dealing with home affairs and education, to be appointed by the Central Government;

(bb) one person to represent the Indian Board for Wild Life, to be appointed by the Central Government;

(bc) three persons who, in the opinion of the Central Government, are or have been actively engaged in animal welfare work and are well-known humanitarians, to be nominated by the Central Government;";

(ii) for clause (e), the following clause shall be substituted, namely:—

"(e) one person to represent each of such two municipal corporations as in the opinion of the Central Government ought to be represented on the Board, to be elected by each of the said corporations in the prescribed manner";

(b) in sub-section (2), for the word, brackets and letter "clause (b)", the words, brackets and letters "clause (b) or clause (ba) or clause (bb)" shall be substituted;

(c) for sub-section (3), the following sub-section shall be substituted, namely:—

"(3) The Central Government shall nominate one of the members of the Board to be its Chairman and another member of the Board to be its Vice-Chairman."

6. Insertion of new section 5A.—After section 5 of the principal Act, the following section shall be inserted, namely:—

"5A. Reconstitution of the Board.—(1) In order that the Chairman and other members of the Board hold office till the same date and that their terms of office come to an end on the same date, the Central Government may, by notification in the Official Gazette, reconstitute, as soon as may be after the Prevention of Cruelty to Animals (Amendment) Act, 1982 comes into force, the Board.

(2) The Board as reconstituted under sub-section (1) shall be reconstituted from time to time on the expiration of every third year from the date of its reconstitution under sub-section (1).

(3) There shall be included amongst the members of the Board reconstituted under sub-section (1), all persons who immediately before the date on which such reconstitution is to take effect, are members of the Board but such persons shall hold office only for the unexpired portion of the term for which they would have held office if such reconstitution had not been made and the vacancies arising as a result of their ceasing to be members of the Board shall be filled up as casual vacancies for the remaining period of the term of the Board as so reconstituted:

Provided that nothing in this sub-section shall apply in relation to any person who ceases to be a member of the Board by virtue of the amendment made in sub-section (1) of section 5 by sub-clause (ii) of clause (a) of section 5 of the Prevention of Cruelty to Animals (Amendment) Act, 1982.

7. Substitution of new section for section 6.—For section 6 of the principal Act, the following section shall be substituted, namely:—

"6. Term of office and conditions of service of members of the Board.—(1) The term for which the Board may be reconstituted under section 5A

shall be three years from the date of the reconstitution and the Chairman and other members of the Board as so reconstituted shall hold office till the expiry of the term for which the Board has been so reconstituted.

(2) Notwithstanding anything contained in sub-section (1),—

(a) the term of office of an *ex officio* member shall continue so long as he holds the office by virtue of which he is such a member;

(b) the term of office of a member elected or chosen under clause (c), clause (e), clause (f), clause (g), clause (h) or clause (i) of section 5 to represent any body of persons shall come to an end as soon as he ceases to be a member of the body which elected him or in respect of which he was chosen;

(c) the term of office of a member appointed, nominated, elected or chosen to fill a casual vacancy shall continue for the remainder of the term of office of the member in whose place he is appointed, nominated, elected or chosen;

(d) the Central Government may, at any time, remove for reasons to be recorded in writing a member from office after giving him a reasonable opportunity of showing cause against the proposed removal and any vacancy caused by such removal shall be treated as casual vacancy for the purpose of clause (c).

(3) The members of the Board shall receive such allowances, if any, as the Board may, subject to the previous approval of the Central Government, provide by regulations made in this behalf.

(4) No act done or proceeding taken by the Board shall be questioned on the ground merely of the existence of any vacancy in, or defect in the constitution of, the Board and in particular, and without prejudice to the generality of the foregoing, during the period intervening between the expiry of the term for which the Board has been reconstituted under section 5A and its further reconstitution under that section, the *ex officio* members of the Board shall discharge all the powers and functions of the Board."

8. Amendment of section 7.—In section 7 of the principal Act, in sub-section (1), the words "one of its officers to be" shall be omitted.

9. Amendment of section 9.—In section 9 of the principal Act,—

(a) in clause (d), for the words "ameliorating the condition of beasts of burden", the words "amelioration of animals" shall be substituted;

(b) in clause (g), for the words "the formation of pinjrapoles, sanctuaries and the like", the words "the formation or establishment of pinjrapoles, rescue homes, animal shelters, sanctuaries and the like" shall be substituted.

10. Amendment of section 11.—In section 11 of the principal Act,—

(a) in sub-section (1),—

(i) in clause (b), for the words "employs in any work or labour any animal which, by reason

of any disease", the words "employs in any work or labour or for any purpose any animal which, by reason of its age or any disease" shall be substituted;

(ii) in clause (c), for the words "any domestic or captive animal", at both the places where they occur, the words "any animal" shall be substituted;

(iii) in clause (h), for the words "any captive animal", the words "any animal" shall be substituted;

(iv) for clause (l), the following clause shall be substituted, namely:—

"(l) mutilates any animal or kills any animal (including stray dogs) by using the method of strychnine injections in the heart or in any other unnecessarily cruel manner; or";

(v) for clause (m), the following clause shall be substituted, namely:—

"(m) solely with a view to providing entertainment—

(i) confines or cause to be confined any animal (including tying of an animal as a bait in a tiger or other sanctuary) so as to make it an object of prey for any other animal; or

(ii) incites any animal to fight or bait any other animal; or";

(vi) in clause (n), the words "for the purposes of his business," shall be omitted;

(vii) for the portion beginning with the words "in the case of a first offence" and ending with the words "or with both.", occurring at the end, the following shall be substituted, namely:—

"in the case of a first offence, with fine which shall not be less than ten rupees but which may extend to fifty rupees, and in the case of a second or subsequent offence committed within three years of the previous offence, with fine which shall not be less than twenty-five rupees but which may extend to one hundred rupees or with imprisonment for a term which may extend to three months, or with both.";

(b) in sub-section (3), in clause (b), for the words "by other methods with a minimum of suffering", the words "by such other methods as may be prescribed" shall be substituted.

11. Amendment of section 12.—In section 12 of the principal Act, for the words "doom dev", the words and brackets "doom dev or any other operation (including injection of any substance) to improve lactation which is injurious to the health of the animal" shall be substituted.

12. Amendment of section 13.—In section 13 of the principal Act, in sub-section (3), the words "in such manner as may be prescribed" shall be inserted at the end.

13. Insertion of new section 15A.—After section 15 of the principal Act, the following section shall be inserted, namely:—

"15A. Sub-committees.—(1) The Committee may constitute as many sub-committees as it thinks fit for exercising any power or discharging any duty of the Committee or for inquiring into or reporting and advising on any matter which the Committee may refer..

(2) A sub-committee shall consist exclusively of the members of the Committee."

14. Amendment of section 17.—In section 17 of the principal Act, after sub-section (1), the following sub-section shall be inserted, namely:—

"(1A) In particular, and without prejudice to the generality of the foregoing power, such rules may provide for the following matters, namely:—

(a) the registration of persons or institutions carrying on experiments on animals;

(b) the reports and other information which shall be forwarded to the Committee by persons and institutions carrying on experiments on animals."

15. Amendment of section 32.—In section 32 of the principal Act, in sub-section (2), for the words "doom dev", the words and figures "doom dev or any other operation of the nature referred to in section 12" shall be substituted.

16. Amendment of section 38.—In section 38 of the principal Act,—

(a) in sub-section (2),—

(i) in clause (a), the words "terms and" shall be omitted;

(ii) after clause (a), the following clause shall be inserted, namely:—

"(aa) the manner in which the persons to represent municipal corporations are to be elected under clause (e) of sub-section (1) of section 5;"

(iii) after clause (e), the following clauses shall be inserted, namely:—

"(ea) the other methods of destruction of stray dogs referred to in clause (b) of sub-section (3) of section 11;

"(eb) the methods by which any animal which cannot be removed without cruelty may be destroyed under sub-section (3) of section 13;"

(iv) after clause (j), the following clause shall be inserted, namely:—

"(ja) the fees which may be charged by the Committee constituted under section 15 for the registration of persons or institutions carrying on experiments on animals or for any other purpose;"

(b) sub-section (4) shall be omitted.

17. Insertion of new section 38A.—After section 38 of the principal Act, the following section shall be inserted, namely:—

"38A. Rules and regulations to be laid before Parliament.—Every rule made by the Central Government or by the Committee constituted under section 15 and every regulation made by the Board

shall be laid, as soon as may be after it is made, before each House of Parliament, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or regulation, as the case may be, or both Houses agree that the rule or regulation, as the case may be should not be made, the rule or regulation shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, how-

ever, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule or regulation."

18. *Change of name of Animal Welfare Board not to affect any rights or obligations, etc.* — The change of name of the Animal Welfare Board by section 4 shall not affect any rights and obligations of that Board or render defective and legal proceedings by or against it and any legal proceedings which might have been continued or commenced by or against that Board by its former name may be continued or commenced by or against it by its new name.